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December 27, 2004

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Attn: Examiner R. Alexander Smith
Application No. 10,764,643
Art Unit No. 2859
Original Filing Date: January 27, 2004
Title – The Right Perspective Drawing Tool
Applicant – Elizabeth Rosetti
Address – 5206 Whetstone Road
 Biloxi, MS 39532
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Subject: Reply to Office Action Summary dated October 22, 2004

In response to the Office Action Summary dated October 22, 2004, I would like to request reconsideration and further examination of my claim. I would like to state that the following replacement sheets do not introduce new subject matter into the disclosure, specifications, claim and drawing of the invention, The Right Perspective Drawing Tool. At the recommendation of the examiner, the amendments have been made to correct inaccuracies of description and definition of words. I will provide more specific narrative descriptions and with better labeling of parts, the process of constructing the unit and its use. I am providing replacement pages for the Specifications, Claim, Drawing and Abstract of the Disclosure.

In response to specification objection, the name, address and phone number of the applicant have been removed from the title section of the application.

In response to case Document Number JP 2003130602 A, date 05-2003, Japan, FURUTA, Toshihiko, Classification G01B 03/10: Figure #5, the sucker is shown “attached” to the bottom of the unit. According to paragraph (0004) of Detailed Description, if the presser foot of the upper part “connected” with a sucker is pushed, the air in a sucker will fall out from the hole of the presser-foot upper part, if it turns 90 degrees, an air vent closes and a body is fixed. Whereas, my unit has the domed-top of the suction cup inserted within the bottom wall of the tape measure housing.

In response to case Document Number FR 2706031 A, dated 12-1994, DJEMA, P, Classification G01B 03/10: In figure #4, the suction cup or interchangeable magnet is attached with a twist to a plate which “slides” over the tape. The suction cup is not affixed to the bottom of the tape measure housing.

Whereas my unit has the domed-top of the suction cup inserted into the bottom wall of the tape measure housing.

In response to case Document Number US-5,497,558 A, dated 03-1996, WAGNER, Michael J., Classification 33/27.03: The suction cup is mounted to a circular plate on the unit. Whereas, my unit has the domed-top inserted into the bottom wall of the tape measure housing.

In response to case Document Number US-4,924,597 A, dated 05-1990, TURSI, Angelo, Classification 116/28R: the suction cup is attached to a casing that fits in a U-shaped bracket mounted on the casing wall. Whereas, my unit has the domed-top of the suction cup inserted into the bottom wall of the tape measure housing.

In response to Document Number US-2,681,633 A, dated 06-1954, BASSO, Julius C, Classification 116/28R: The suction cup is mounted on a rotating arm of the unit. Whereas, my unit has the domed-top of the suction cup inserted into the bottom wall of the tape measure housing.

In response to Document Number US-2004/0025364 A1, dated 02-2994, ELDER, et al, Classification 33/770: Elder's device includes an anchoring attachment adapted to be removably connected to the distal end of the measuring tape to permit the guide member to be rotated with the measuring tape housing about the anchoring attachment to draw an arc or circle. Elder's device also includes a circular disc adapted to be placed upon the surface of a workpiece to which the guide member can be attached to act as a pivot about which the guide member and tape measure device can be rotated to draw arcs or circles. The suction cup in Elder's device is added to a removable section of his unit. Whereas, my unit has the domed-top of the suction cup inserted into the bottom wall of the tape measure housing.

In summary, the enclosed replacement sheets of the Specifications, that includes Title, Background of the Invention, Brief Summary of the Invention, Brief Description of the Several Views of the Drawing, Detailed Description of the Invention, and Claim, Drawing and the Abstract of the Disclosure do not introduce new subject matter into the Utility Patent Application applied for on January 27, 2004.

Sincerely,

A handwritten signature in black ink, appearing to read "Elizabeth Rosetti", written in a cursive style.

Elizabeth Rosetti



CONFIDENTIAL INFORMATION

Applicant/Inventor: Elizabeth Rosetti

Address: 5206 Whetstone Road, Biloxi, Mississippi 39532

Phone: 228-392-2452

Title of Invention: The Right Perspective Drawing Tool

Application No. 10,764,643

Art Unit No. 2859

Original Filing Date: January 27, 2004

Function of Design: The tape measure with suction cup unit is to be used by artists and draftsmen who wish to render drawings with proper perspective techniques to achieve realistic three-dimensional contours of buildings by drawing lines that rotate off a single point.